17. Sri. A. K. Patchu Pillai
18. ,, D. Ponniah
19. ,, K. Ramakrishnan Achari
20. ,, R. K. Ram
21. ,, A. Ramasubramonia Karayalar
22. Sri. Sadasivan
23. ,, K. Sivarama Pillai
24. ,, Ponnara G. Sreedhar
25. ,, A. Thanu Pillai
26. ,, P. Thanulingom Nadar
27. Sri. D. Gnanasigamoni.

The motion was declared carried 92 voting for and 27 voting against.

Schedule III was added to the Bill

Preamble

Sri. E. John Philipose: Sir, I move the following amendment to the Preamble:—

"For the words 'United State of Travancore and Cochin,' the word 'Travancore-Cochin' be substituted.

Sri. A. J. John: I second it.

The amendment was put and carried.

The question that the Preamble stand part of the Bill was put and carried.

The Preamble was added to the Bill.

Title

Sri. E. John Philipose; Sir, I move that in the Title for the words 'United State of Travancore and Cochin,' the word 'Travancore-Cochin' may be substituted.

Sri. A. J. John: I second the amendment.

The amendment was put and carried.

The question that the Title stand part of the Bill was put and carried.

The Title was added to the Bill.

Sri. E. John Philipose: Sir, I move that the Bill as amended be passed.

Sri. A. Thanu Pillai: Sir, I rise to object to the motion. Standing Order 42 (2) says that "If any amendment of the Bill is made, any member may object to any motion being made, on the same day that the Bill be passed, and such objection shall prevail, unless the Speaker in his discretion, allows the motion to be made." Sir, this is a matter in which we have not been given ample chance to move our amendments. Now the Hon'ble Minister himself is introducing new amendments even after the Select Committee has reported.

Sri. D. Gnanasigamoni: In fact, Sir, the Hon'ble Minister in charge of the Bill is changing the whole clause by this amendment. So I move that the consideration of the Bill may be taken up another day.

Sri. E. John Philipose: I don't think, Sir, there is any need to adjourn the further consideration of the Bill as practically all the amendments have been considered and voted upon. As for the formal objection, it is for the Speaker of the House to decide.

Sri. T. K. Narayana Pillai: The amendments which the Hon'ble Minister moved are only formal amendments and there is no necessity for adjourning the further consideration of the Bill.

Mr. Speaker: The amendments that have been moved and passed are all of a formal nature. No substantial alterations, have been brought about in the Bill. I accept the opinion of the Member in charge of the Bill. The question is that the Bill as amended be passed.

The motion was carried and the Bill was passed.

The Travancore Succession Certificate Act (Amendment) Bill

Sri. A. J. John: I beg to submit the report of the Select Committee on the Travancore Succession Certificate Act (Amendment) Bill and move that the Bill as amended by the Select Committee be taken up for consideration.

Sri. T. K. Narayana Pillai: I second it.

The motion was put and carried.

The Bill as reported by the Select Committee was taken up for consideration.

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Clauses 1 and 2

The question that clauses 1 and 2 stand part of the Bill was put and carried.

Clauses 1 and 2 were added to the Bill.

Clause 3

Sri. D. Gnanasigamoni: Sir, I move that in sub-clause (1) of Clause 3, for the word 'repeal' the word 'withdrawn' be substituted.

As I said on a former occasion, in respect of temporary Acts the word 'withdrawn' is used. The word 'repeal' is used only in respect of permanent Acts. That position seems to be challenged. The word used in respect of ordinances promulgated by the Governors or by the President of the Indian Parliament as well as in respect of the old Government of India Act is 'withdrawn'. In Article 123 2 (*b*) of the Constitution it is stated like this:

"May, be withdrawn at any time by the President."

If either the Ordinance expires by lapse of time or is terminated, the word used is 'withdrawn.' In Article 373, explanation (4) that is, in respect of ordinances issued under the Government of India Act of 1935 in the Constitution the word used is 'withdrawn'. It is stated like this:—

"An Ordinance promulgated by the Governor of a Province.....unless withdrawn by the Governor....."

In Article 213 (2) b also, it says in respect of an Ordinance terminated 'may be withdrawn' at any time by the Governor'.

So that, what I say is that even in the Constitution whenever an Ordinance terminates, the word used is 'withdrawn'. So, I move that the word 'withdrawn' be substituted for the word 'repeal'.

Sri. A. J. John: I oppose the amendment. Generally Ordinances are issued either by the Governor or the Rajpramukh. The person who issues the Ordinance will have to withdraw it. If he does so, the word 'withdrawn' may be used. But here it is in respect of a superior body and so the word 'repealed' is used, as a superior body can only repeal an Ordinance.

Sri. D. Gnanasigmoni: Who else could issue an Ordinance?

Sri. A. J. John: Only the Rajpramukh and the Governor.

The amendment was put and lost.

The question that Clause 3 stand part of the Bill was put and carried.

Clause 3 was added to the Bill.

The question that the Preamble stand part of the Bill was put and carried.

The Preamble was added to the Bill.

The question that the Title stand part of the Bill was put and carried.

The Title was added to the Bill.

Sri. A. J. John: Sir, I move that the Bill be passed.

The motion was put and carried.

The Bill was passed.

Mr. Speaker: We may be able to take up the Hindu Religious Institutions Bill as reported by the Select Committee only at 2 o'clock after the interval. Till then we shall proceed with the Prohibition Bill and try to consider it to the extent it is possible till 1.

Travancore-Cochin Prohibition Bill

Sri. N. Kunjuraman: I beg to submit the report of the Select Committee on the Prohibition Bill and move that the Bill as revised by the Select Committee be taken up for consideration.

Sri. A. J. John: I second it.

Sri. Ponnara G. Sreedhar: In this Bill also, I have certain amendments, which I had not given notice of thinking that the Bill would not come up for to-day.

Mr. Speaker: They may be moved when the clause to which the amendment relate are taken up.

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